

THE STATE BAR OF CALIFORNIA

NOTICE AND AGENDAS

Pursuant to the Rules Governing Open Meetings, Closed Sessions and Records of the Board of Governors of the State Bar, article 2, sections 2 and 4, notice is hereby given of the following special and regular meetings of the Board of Governors of the State Bar of California and the Board Committees and Task Force of the State Bar of California:

**The State Bar Offices
180 Howard Street, 4th Floor
San Francisco, CA 94105
(415) 538-2000**

Thursday, May 20, 2004

| | | |
|--|--|---------------------|
| 12:00 noon - 1:00 p.m. | Lunch | Conference Room 4 D |
| 1:00 p.m. - 4:00 p.m. 10:30 a.m. - 4:30 p.m. | Marketing and Member Benefits Strategies - Presentation by Don Neal of Marsh Affinity Group Services | Board Room 4 A/B/C |

Friday, May 21, 2004

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|------------------------|---|---------------------|
| 8:00 a.m. - 9:30 a.m. | Board Operations | Conference Room 4 E |
| 9:30 a.m. - 9:45 a.m. | Joint Meeting of Planning, Program Development, and Budget, and Regulation, Admissions and Discipline | Board Room 4A/B/C |
| 9:45 a.m. - 11:30 a.m. | Planning, Program Development, and Budget | Board Room 4 A/B/C |
| 9:30 a.m. - 11:30 a.m. | Member Oversight | Conference Room 4 E |
| 11:30 a.m. - 1:30 p.m. | Stakeholder Relations | Conference Room 4 E |
| 11:30 a.m. - 1:30 p.m. | Volunteer Involvement | Board Room 4 A/B/C |
| 1:30 p.m. - 2:30 p.m. | LUNCH | Conference Room 4 D |
| 2:30 p.m. - 4:30 p.m. | Regulation, Admissions and Discipline | Board Room 4 A/B/C |
| 4:30 p.m. - 5:30 p.m. | Task Force on Sections | Conference Room 4 E |

Saturday, May 22, 2004

| | | |
|--------------|--|--------------------|
| 9:00 a.m. - | SPECIAL BOARD MEETING [Election of Officers] | Board Room 4 A/B/C |
| 10:00 a.m. - | BOARD MEETING | Board Room 4 A/B/C |

THE STATE BAR OF CALIFORNIA

AGENDA

BOARD OF GOVERNORS MEETING

AT

The State Bar Offices
180 Howard Street, 4th Floor
San Francisco, CA 94105
(415) 538-2000

Thursday and Saturday, May 20 and 22, 2004

(The times listed below are guidelines. The President reserves the right to adjust this schedule.)

Time (estimates only)

OPEN SESSION

THURSDAY, MAY 20, 2004

~~10:30 a.m. - 4:30 p.m.~~
1:00 p.m. - 4:00 p.m.

(Roeca) Marketing and Member Benefits Strategies—Presentation by Russ Roeca, Vice President, and Don Neal of Marsh Affinity Group Services

SATURDAY, MAY 22, 2004

(Roeca) **140 Planning, Program Development, and Budget**

10:00 a.m.
(30 minutes)

141 State Bar Performance Measures—affirmation of performance measures for Goal 3 [Access to Justice] and Goal 4 [Stakeholder Relations] by Shelley Stump

142 State Bar Performance Measures—presentation of new performance measures Goal 2 [Member Services] and Goal 6 [Technology]

[SPECIAL ORDER OF BUSINESS: 10:00 a.m.]

143 Presentation by Marc Smiley

[SPECIAL ORDER OF BUSINESS: 10:45 a.m.]

(Capozzi) **10 MINUTES**

11:30 a.m.
(1 minute)

March 27, 2004

(Capozzi) **30 PRESIDENT'S REPORT**

11:31 a.m.
(15 minutes)

1. Judicial Branch Budget Status Report
2. President-Elect Discussion
3. The State Bar's Fee Bill, SB 1490
4. San Francisco Library to be Named in Honor of the Recently Deceased Special Assistant to the Executive Director, Francis P. Bassios

(Johnson) **40 STAFF REPORTS**

11:46 a.m.
(5 minutes)

41 Executive Director

42 Secretary's Report

1. 2004 Board of Governors Election:
 - April 1—last day for filing nominating petitions
 - April 30—ballots mailed
 - June 30—last day for voting
 - July 12-15—canvass of ballots

50 CONSENT AGENDA

11:51 a.m.
(3 minutes)

- | | | |
|---------------|--------|---|
| (Capozzi) | 51 | Financial Statements for Quarter Ended March 31, 2004 |
| (Capozzi) | 52 | Investment Report for Quarter Ended March 31, 2004 |
| (Capozzi) | 53 | Client Security Fund Report for Quarter Ended March 31, 2004 |
| (Van de Kamp) | 54-121 | <i>Rules Regulating Admission to Practice Law in California</i> —proposed amendments following public comment period |
| (Van de Kamp) | 54-122 | <i>Rules of Procedure of the State Bar of California</i> , Rules 60 and 61 re Service of Pleadings—proposed amendments following public comment period |
| (Van de Kamp) | 54-123 | <i>Rules of Procedure of the State Bar of California</i> , Rule 106 re Disqualification of Judges—proposed amendments following public comment period |
| (Van de Kamp) | 54-124 | <i>Rules of Procedure of the State Bar of California</i> , Rule 663 re Response to Reinstatement Petition—proposed amendments following public comment period |

- (Cavanaugh) 54-131 International Law Section—permission to co-sponsor a program with the San Diego County Bar Association to China in October 2004
- (Capozzi) 55 Acceptance of Independent Auditors' Report for Year Ended December 31, 2003
[Report of Emergency Fax Poll Action Taken by the Board between Regularly Scheduled Board Meetings April 19 - 26, 2004, by the Office of the Secretary]
- (Capozzi) 56 Administration of Bar Examination—policy re religious accommodations
[Report of Emergency Action Taken by the Board between Regularly Scheduled Board Meetings April 16, 2004, by the Board Committee on Operations]

100-300 REPORTS OF BOARD COMMITTEES

- (Capozzi) **110 Board Operations** 11:54 a.m.
(6 minutes)
~~411 Board Book—proposed consideration~~
- (Van de Kamp) **120 Regulation, Admissions, & Discipline Oversight** 12:00 noon
(5 minutes)
125 *Rules of Professional Conduct of the State Bar of California:*
Proposed New Rule 3-100 [Confidential Information of a Client]—request for action following public comment period
- (Cavanaugh) **130 Member Oversight** 12:05 p.m.
(10 minutes)
132 Members' Requests for Adjustments to Fees and/or Penalties—proposed action
133 Litigation Section Bylaws—proposed amendments
134 MCLE Credit for Law Practice Management as an Option within the Legal Ethics Subfield, Report and Recommendation
- (Roeca) **140 Planning, Program Development, and Budget** 12:15 p.m.
(10 minutes)
144 2004 Scaled Membership Fees—proposed partial amnesty and audit funding
145 Board Reimbursement Policy
- (Kral) **150 Volunteer Involvement** 12:25 p.m.
(2 minutes)

(Scott)

160 Stakeholder Relations

12:27 p.m.
(3 minutes)

161 Report of the Chief Legislative Counsel

162 Immediate Action Items

(Capozzi)

170 Task Force on Sections

LUNCH

12:30 p.m.
(1 hour)

CLOSED SESSION

1:30 p.m.
(1 hour)

1000 MINUTES

March 27, 2004

(Closed pursuant to Rules Governing Open Meetings, Closed Sessions and Records of the Board of Governors, article 5, section 3(a))

3000 REPORTS OF BOARD COMMITTEES

(Capozzi) **3110 Board Committee on Operations**

3112 Davis—claim

(Closed pursuant to Business and Professions Code section 6026.5(d))

4000 STAFF REPORTS

4010 General Counsel—report (a) certain litigation (to be identified), (b) any settlement matters, (c) prospective litigation, (d) any requested waivers of claims of privilege:

(Closed pursuant to Business and Professions Code section 6026.5(a))

5000 CLOSED CONSENT

None

(Kral) **6000 APPOINTMENTS**

6010 CLOSED CONSENT

- 6011 Legal Aid Society of Orange County—appointment of attorney members to the Board of Directors
- 6012 Legal Aid Foundation of Los Angeles—appointment of attorney members to the Board of Directors
- 6013 California Rural Legal Assistance—reappointment of attorney members to the Board of Directors

6020 Committee on Women in the Law—interim appointment of member

6030 Fee Arbitration Panel—reappointment of arbitrator (deferred from March Board meeting)

6040 Fee Arbitration Panel—appointment and reappointment of arbitrators (for those terms expiring in June 2004)

6050 Working Group to Revise the Guidelines on Indigent Defense Services Delivery Systems—appointment of members

6060 Legal Services of Northern California—appointment of attorney member and reappointment of officer to Board of the Directors

6070 Criminal Law Section Executive Committee—interim appointment of member

(Closed pursuant to Business and Professions Code section 6026.5(g))

ADJOURN BOARD MEETING

2:30 p.m.